

DELEGATION OF AUTHORITY

DATE: 01/19/2017

CLEAN AIR ACT

7-49. Emergency Powers

1. PURPOSE AND LEGAL AUTHORITY.

A. Purpose. To redelegate the authorities contained in Delegation 7-49 issued by EPA Headquarters on January 18, 2017.

B. Authority. Pursuant to Section 303 of the Clean Air Act (CAA), to make findings, to consult with state and local authorities, and to take action, including issuing emergency administrative orders.

2. TO WHOM REDELEGATED. The Director, Office of Environmental Stewardship (OES).

3. REDELEGATION AUTHORITY.

A. These authorities may be redelegated to the Section Chief level or equivalent, and no further.

B. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

4. LIMITATIONS.

A. The Director, OES, or his/her designee, must obtain the advance concurrence of the Manager, Legal Enforcement Office, OES, or his/her designee, on the legal sufficiency of the action before exercising the authority to issue orders. The Manager, Legal Enforcement Office, OES, or his/her designee, may waive concurrence in writing.

B. The Director, OES, or his/her designee, must consult with the Regional Administrator (RA) and the Assistant Administrator (AA) for the Office of Enforcement and Compliance Assurance (OECA) before issuing orders. The RA and the AA for OECA may waive consultation in writing.

C. This authority may not be redelegated without the concurrence of the Regional Directives Officer, Human Resources Office, Office of Administration and Resource Management.

D. The AA for OECA must consult with any affected RAs before issuing orders.

5. ADDITIONAL REFERENCES.

A. For referral of emergency Temporary Restraining Orders, see the Chapter 7 delegation entitled *Emergency Temporary Restraining Orders*.

ENVIRONMENTAL PROTECTION AGENCY
REGION I – BOSTON

CLASS. NO. 1200
DELEGATION NO. 7-49

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6. SUPERSESSION. Region I Delegation 1265.15 (7-49), dated September 29, 1995.



H. Curtis Spalding
Regional Administrator

1-19-2017
Date